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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/810,183 | 03/26/2004 | Keiji Shimizu | 04200/LH | 8009 |
| 1933 | 7590 | 06/14/2006 | | EXAMINER |
| FRISHAUF, HOLTZ, GOODMAN & CHICK, PC 220 Fifth Avenue 16TH Floor NEW YORK, NY 10001-7708 | | | | FINEMAN, LEE A |
| | | | ART UNIT | PAPER NUMBER |
| | | | | 2872 |

DATE MAILED: 06/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
|---------------------------------|-------------|---|---------------------|

10-81018-3

EXAMINER

ART UNIT PAPER

20060612

DATE MAILED:

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Commissioner for Patents

The amendment filed on March 28, 2006 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because the currently pending claims do not include a LED light source or a switching means capable of completely blocking light from being applied to the specimen. The previous claims did not include the limitations of digital micromirrors or a computer drive controller which turned the micromirrors on and off.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

DREW A. DUNN
SUPERVISORY PATENT EXAMINER